

From: Wynne, Maggie (HHS/IOS)
Sent: 7 Dec 2017 19:09:58 +0000
To: Bowman, Matthew (HHS/OGC); Ghosh, Sudevi (CDC/OCOO/OGC)
Cc: Stoike, Jeffrey J; Stone, Lesley A
Subject: FW: PLGHA Report and AM Blacklined and Clean Versions
Attachments: PLGHA Draft Report full draft 12-7.docx, Protecting Life in Global Health Assistance 12-7 blackline.docx, AM - PLGHA review Dec 7.docx, PLGHA AM 12-7 Blackline.docx

Adding HHS General Counsel's office reviewers.

Maggie Wynne

Deliberative and pre-decisional communication

From: Stoike, Jeffrey J [mailto:StoikeJJ@state.gov]
Sent: Thursday, December 07, 2017 1:57 PM
To: Carland, Raphael; Wynne, Maggie (HHS/IOS); Steiger, William R. (AID/A); Ocheltree, Kimberly J; McLaughlin, Mary (GC/G); Agurkis, Julie; Pompian, Shawn M; Mackey, Steven P; Olson, Susan P; Baresch, Virginia (HHS/OGA); Achrekar, Angeli; Frideres, Taryn F; Kulikowski, James; Nightingale, Vienna
Cc: Stone, Lesley A
Subject: PLGHA Report and AM Blacklined and Clean Versions

Dear colleagues,

The attached report has been cleared at a high level in both USAID and State. Because there were some changes, we wanted to give people a quick chance to review the changes in case they cross any of your redlines. We have included "blacklined" versions to make your review easier.

(b)(5)

Please return any comments by 2:00 pm Friday, otherwise your clearance will stand.

Best,
Jeff and Lesley

Official - SBU
UNCLASSIFIED

From: Kocher, Paula L. (CDC/OCOO/OGC)
Sent: 13 Mar 2018 16:27:27 +0000
To: Bowman, Matthew (HHS/OGC)
Cc: Schuham, Aaron (HHS/OGC); Benor, David E. (HHS/OGC); Ghosh, Sudevi (CDC/OCOO/OGC); Malone, Kevin M. (CDC/OCOO/OGC); Kocher, Paula L. (CDC/OCOO/OGC)
Subject: FW: Question from (b)(5)
(b)(5)

Good afternoon Matt:

(b)(5)

Thanks,

Paula

From: Pompian, Shawn M <PompianSM@state.gov>
Sent: Friday, March 9, 2018 6:51 PM
To: Ghosh, Sudevi (CDC/OCOO/OGC)
Subject: RE: Question from OGA

Please see the inquiry below. (b)(5)
(b)(5)

(b)(5)

In any event, let me know what you think. Thanks,

Shawn

Official - SBU
UNCLASSIFIED

From: Alexander, Thomas (OS/OGA) [<mailto:Thomas.Alexander@hhs.gov>]
Sent: Thursday, March 08, 2018 1:54 PM

To: Pompian, Shawn M

Subject: Hi Shawn, could I run a question by you at your convenience? (deliberative, pre decisional)

Hi Shawn,

You have helped me before where no one else could.
If you might consider that again, I would be so grateful.

(b)(5)

(b)(5)

The incoming congressional inquiry is below:

(b)(5)

I realize this is a huge request, and I TOTALLY understand if this is not possible, and if not, I thank you again for the **very many times in the past you have already helped me.**

Thank you for reading this email Shawn –

Respectfully,
Tom

Begin Forwarded Message:

From: "Rowland (Barnao), Catherine" <Catherine.Rowland@mail.house.gov>

Subject: Questions on recent proposed rule

Date: 06 February 2018 12:05

To: "Healy, Jenifer (HHS/OS/OGA)" <Jenifer.Healy@hhs.gov>

Hi Jeni,

Hope you're doing well! I'm reaching out because I have a few questions on the global health implications of the recent proposed rule, "Protecting Statutory Conscience Rights in Health Care."

Let me know if it's easier for you to hop on the phone, or if there's someone else I should contact about this particular issue. Thank you in advance for your help!

Cat

1. Does this rule apply to all global health funds that have been appropriated to HHS, or to State or USAID and subsequently transferred to HHS, or just to global HIV/AIDS funds?
2. Under this rule, are any global health funds that have been appropriated to HHS, or to State or USAID and subsequently transferred to HHS, now subject to any conscience provisions that did not apply to those funds previously (e.g., the Church Amendment, or portion of the Church Amendment)? If so, please list those provisions that newly apply, and which global health funds they apply to.
 - a. If yes, do those provisions newly apply regardless of the funds' recipient (e.g., a foreign government)?
3. Would all recipients of any global health funds that have been appropriated to HHS, or to State or USAID and subsequently transferred to HHS, be required to comply with § 88.4, 88.5 and 88.6 of this proposed rule?
 - a. In this case, would "recipients" include foreign governments and international/multilateral organizations?
 - b. If the answer to a) is "yes" – what if requirements under § 88.4, 88.5 and 88.6 are inconsistent with the sovereign laws of foreign governments?
4. Were the State Department and/or USAID consulted prior to this proposed rule's publication?

Catherine Rowland

Senior Policy Advisor | Congressman Eliot L. Engel (NY-16)

Professional Staff | House Committee on Foreign Affairs (Democratic Office)

2462 Rayburn House Office Building

Washington, D.C. 20515

(202) 225-2464

From: Talento, Kathryn F. (b)(6)
Sent: 1 Apr 2017 04:51:43 +0000
To: Bill Steiger;Bowman, Matthew (HHS/OGC)
Subject: Fwd: The ask

This is what the request should look like.

Begin forwarded message:

(b)(5)

From: Lloyd, Matt (HHS/IOS)
Sent: 16 Feb 2017 00:08:01 +0000
To: Stannard, Paula (HHS/IOS); Flick, Heather (HHS/IOS); Trueman, Laura (HHS/IOS); Zebley, Kyle (HHS/IOS)
Cc: Wynne, Maggie (HHS/IOS); Bowman, Matthew (HHS/IOS)
Subject: RE: Mexico City policy
Attachments: (b)(5)
(b)(5)

Super. Please see attached.
Gracias

From: Stannard, Paula (HHS/IOS)
Sent: Wednesday, February 15, 2017 7:06 PM
To: Lloyd, Matt (HHS/IOS); Flick, Heather (HHS/IOS); Trueman, Laura (HHS/IOS); Zebley, Kyle (HHS/IOS)
Cc: Wynne, Maggie (HHS/IOS); Bowman, Matthew (HHS/IOS)
Subject: Re: Mexico City policy

Matt --

Maggie Wynette and Matt Bowman are the team members handling Mexico City Policy.

I am on my phone, so if you could resend the materials and include them, that would be great.

Paula

On: 15 February 2017 18:58, "Lloyd, Matt (HHS/IOS)" <Matt.Lloyd@hhs.gov> wrote:

Not sure who all needs to look at this so if you fw pls include all of us so I know who to round back with for approval. thx

From: Hall, Bill (HHS/ASPA)
Sent: Wednesday, February 15, 2017 3:34 PM
To: Lloyd, Matt (HHS/IOS)
Cc: Murphy, Ryan (HHS/IOS); Trueman, Laura (HHS/IOS)
Subject: Mexico City policy

Here's the draft materials from State. They wanted to make sure our policy, legal and leg folks reviewed. (b)(5)

From: Ryan Essman [<mailto:ressman@usaid.gov>]
Sent: Wednesday, February 15, 2017 3:12 PM

To: Hall, Bill (HHS/ASPA)

Subject: Sending (b)(5)

Hi Bill,

As mentioned, attached you will find (b)(5)

We're hoping (b)(5)

Thank you,

-Ryan Essman

(b)(6)

--

Ryan Essman
Press Office
U.S. Agency for International Development
Office: 202.216.3805
Cell: (b)(6)

From: Wynne, Maggie (HHS/IOS)
Sent: 16 Feb 2017 20:07:47 +0000
To: Ryan Essman
Cc: Bowman, Matthew (HHS/IOS); Lloyd, Matt (HHS/IOS); Trueman, Laura (HHS/IOS); Zebley, Kyle (HHS/IOS); Hall, Bill (HHS/ASPA)
Subject: RE: Mexico City policy

Hi Ryan,

(b)(5)

Thank you for allowing us to provide these additional thoughts.
Maggie

From: Ryan Essman [mailto:ressman@usaid.gov]
Sent: Thursday, February 16, 2017 12:33 PM
To: Wynne, Maggie (HHS/IOS)
Cc: Bowman, Matthew (HHS/IOS); Lloyd, Matt (HHS/IOS); Trueman, Laura (HHS/IOS); Zebley, Kyle (HHS/IOS); Hall, Bill (HHS/ASPA)
Subject: Re: Mexico City policy

Thanks Maggie,

Very helpful.

(b)(5)

Ryan Essman

Press Office
U.S. Agency for International Development
Office: 202.216.3805
Cell: (b)(6)

On Thu, Feb 16, 2017 at 12:01 PM, Wynne, Maggie (HHS/IOS) <Margaret.Wynne@hhs.gov> wrote:

Dear Ryan,

Please find below HHS's comments

(b)(5)

(b)(5)

(b)(5)

Let us know if you have any questions.

Sincerely,

Maggie Wynne
HHS Policy Team
(202) 260-7267

From: Ryan Essman [<mailto:ressman@usaid.gov>]
Sent: Wednesday, February 15, 2017 3:12 PM
To: Hall, Bill (HHS/ASPA)
Subject: Sending (b)(5)

Hi Bill,

As mentioned, attached you will find (b)(5)

(b)(5)

Thank you,

-Ryan Essman

(b)(6)

--

Ryan Essman
Press Office
U.S. Agency for International Development
Office: 202.216.3805
Cell: (b)(6)

From: Wynne, Maggie (HHS/IOS)
Sent: 15 May 2017 17:20:13 +0000
To: Bowman, Matthew (HHS/OGC)
Subject: MCP issues
Attachments: (b)(5)

(b)(5)

Matt,

I have two requests:

(b)(5)

Thank you,
Maggie

Maggie Wynne
Counselor for Human Services Policy
Office of the Secretary
U.S. Department of Health and Human Services
(202) 205-3796
Margaret.Wynne@hhs.gov

Pre-decisional and deliberative communication; attorney-client privilege

From: Talento, Kathryn F. (b)(6)
Sent: 31 May 2017 20:17:42 +0000
To: Bowman, Matthew (HHS/OGC)
Subject: MexCity Talkers
Attachments: MexCity Talkers.docx

Presidential Memorandum: The Mexico City Policy

Talkers

Why Do We Need This Memorandum?

- Supporting the abortion industry and abortion lobby in other countries is incompatible with our public diplomacy interests.
 - When the United States flag (metaphorically) marches into foreign countries to help the poorest of the poor, whether through direct assistance or through funding of charitable partners, it is critical that the message associated with the U.S. is one of warm recognition of the dignity, worth and potential of each life we touch.
 - Promoting abortion in poor, developing nations – especially when those nations have pro-life laws in place – is disrespectful of our shared culture and undermines the good will we seek to create with foreign assistance.
- Our message to developing nations must be one of partnership, of boundless American optimism about the future potential for their children and respect for all that is good and shared between our cultures.
 - Supporting the abortion industry and the abortion lobby in other countries while we seek to defund that same industry here at home sends the message that the lives of our allies' children are less precious than our own.
 - Further, it legitimizes the idea that children are an obstacle to economic and human development, rather than a source of hope and potential for such development. The solution to scarcity and poverty is not fewer humans. It's more human *rights*, more human *potential*, more human *generosity*, more human *cooperation* and *creativity*.
- What's more, America is great because America is good. The goodness of our people demands that we must never - never - align ourselves with programs that would force parents to kill their unborn children, or to undergo unwanted sterilization.

What Does the Memorandum Do?

The Memorandum issued by the President today is a reinstatement and modernization of a policy first implemented under President Reagan. (It was rescinded by President Clinton, reinstated by President George W. Bush, and rescinded by President Obama.)

Presidential Memorandum: The Mexico City Policy

Talkers

The policy is simple: The United States will no longer use global health assistance to fund the foreign abortion industry, nor that industry's lobbying efforts to pressure governments to change their pro-life laws.

Specifically, the Memorandum requires that:

- Foreign NGOs, as a condition of receiving federal funds to carry out global health assistance, to certify that they neither perform nor promote abortion as a method of family planning, with exceptions for rape, incest or to save the life of the mother.
- When global health assistance is provided to foreign governments that perform abortions, U.S. funding must be deposited into segregated accounts to prevent American taxpayer funds from funding abortion through the host nation's government.
- The Secretary of State ensures that the U.S. does not fund organizations or programs that support or participate in the management of a program of coercive abortion or involuntary sterilization.

MYTH:

War on Women!

FACT:

Seven out of ten women oppose taxpayer funding for abortion.¹ Almost two-thirds of Americans oppose taxpayer funding for abortion, including almost half of people identifying as pro-choice, or Democrat. More than half of voters in 2018 Senate battleground states² and nationally³ oppose taxpayer funding for Planned Parenthood. This Memorandum is merely the international application of this same policy domestically. Planned Parenthood is one of the largest international abortionists in the world.

MYTH:

Reinstatement of the Reagan/Bush "Global Gag Rule" tries to hinder the free speech of foreign NGOs when they advocate for pro-choice policies in other countries.

FACT:

Foreign NGOs are welcome to say whatever they want. American foreign assistance, however, does not have to pay for their speech with global health money. The Foreign

¹ <https://www.kofc.org/un/en/resources/communications/opposition-abortion-america2015.pdf>

² https://www.sba-list.org/wp-content/uploads/2017/01/SBA_TPC_Polling_on_PP.pdf

³ <http://www.prnewswire.com/news-releases/national-poll-shows-support-for-defunding-planned-parenthood-300186958.html>

Presidential Memorandum: The Mexico City Policy

Talkers

Assistance Act allows global health assistance, including family planning assistance, to be furnished consistent with terms and conditions set by the President.

MYTH:

We can't afford to lose all the good NGOs this policy will cut funding for.

FACT:

When the Mexico City Policy was in place, most organizations complied. Notable exceptions were Marie Stopes International and the International Planned Parenthood Federation – the two largest abortionists in the world.

MYTH:

This policy is even more extremist than the Reagan/Bush policy because it covers more than just family planning to include all global health activities. You're going to shut down malaria hospitals!

FACT:

When Presidents Reagan, Bush (41) and Bush (43) implemented the Mexico City Policy, there was not very much foreign assistance going to global health. Family planning was the giant pot back then. Today, family planning programs are joined by major investments in global health programs for HIV/AIDS, tuberculosis and malaria, and many other specific initiatives. This Memorandum reflects the current state of foreign assistance, recognizing that when we design programs to end malaria or HIV/AIDS or maternal mortality, we don't intend to fund the abortion industry. The foreign abortion industry has followed the money and moved into other activities. Money is fungible and we do not want our compassionate disease treatment and maternal mortality prevention programs to unintentionally free up the resources of the abortion industry to perform more abortions.

The Bush regulations implementing this policy excluded hospitals. We will be issuing regulations as well, and will likely address the issue of hospitals there.

MYTH:

You're squelching the free speech rights of American NGOs!

FACT:

The Mexico City Policy does not apply to NGOs headquartered in the U.S.

MYTH:

Presidential Memorandum: The Mexico City Policy

Talkers

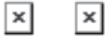
You're trying to cut off funding for UNFPA with that sneaky sentence about coercive abortion. Don't you know the important work UNFPA does to prevent maternal mortality and help victims of sexual violence like ISIS victims?

FACT:

Current law (Kemp-Kasten Amendment) prohibits taxpayer support for organizations or programs that support or participate in programs of coercive abortion or involuntary sterilization. This directive to the Secretary of State is intended to ensure that this requirement is complied with.

From: Wynne, Maggie (HHS/IOS)
Sent: 25 Apr 2018 15:36:35 +0000
To: Moughalian, Jen (HHS/ASFR);Bowman, Matthew (HHS/OGC)
Subject: PLGHA, OGAPA, and the FAR
Attachments: (b)(5)

(b)(5)



*Deliberative and pre-decisional communication
Attorney-client privilege*

Jen and Matt,

(b)(5)

Thank you,
Maggie

From: Baresch, Virginia (HHS/OGA)
Sent: 13 Apr 2018 20:36:47 +0000
To: Capozzola, Christa (CDC/OCOO/OFR);Aguilar, Joseph (HRSA);Stevens, Lisa (NIH/NCI) [E];Kilmarx, Peter (NIH/FIC) [E];Handley, Gray (NIH/NIAID) [E];Sullivan, Lisa (HHS/OS/OGA);Valdez, Mary Lou (FDA/OC);Mitchell, Winnie (SAMHSA/OPPI);Ngwu, Ezuma (SAMHSA);Nessler, Kerry (HRSA)
Cc: Park, Jin (OS/OGA);Alexander, Thomas (OS/OGA);Petrucelli, Anthony J. (HHS/ASFR);Wynne, Maggie (HHS/IOS);Arrieta, Jose (HHS/ASFR);Ghosh, Sudevi (CDC/OCOO/OGC)
Subject: Info Needed (b)(5)

Good Afternoon,

You may remember (b)(5)

(b)(5)

(b)(5)

(b)(5)

Please do not hesitate to reach out with any questions.

(b)(5)

(b)(5)

Thank you and enjoy the weekend.

Ginny Baresch, R.N., M.P.H.

Senior Public Health Advisor

Office of Global Affairs

U.S. Department of Health & Human Services

Email: Virginia.Baresch@HHS.GOV or FSB7@CDC.GOV

Office: [202-260-6339](tel:202-260-6339) Mobile: (b)(6)

www.hhs.gov/global

[Division of Global HIV & TB](#) | [Center for Global Health](#)

From: Pompian, Shawn M
Sent: 2 May 2018 22:39:29 +0000
To: Bowman, Matthew (HHS/OGC); Ghosh, Sudevi (CDC/OCOO/OGC)
Cc: McLaughlin, Mary (GC/G)
Subject: [REDACTED]
Attachments: [REDACTED]

[REDACTED]
(b)(5)

In any event, please us know if you have any questions or if you would like to discuss further. Thanks,

Shawn

Official
UNCLASSIFIED